IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr.Misc. No.43947 of 2008

ASHOK KUMAR YADAV @ RAMA, S/O LATE NATHUNI RAI, R/O PATHIA BAZAR DANAPUR,P.S.DANAPUR, DISTRICT-PATNA.

-PETITIONER

Versus

THE STATE OF BIHAR. -OPP. PARTY

2 16.12.2008 Recovery of kerosene oil from a thatched roof room resulted in filing of a first information report alleging commission of offence under Section 7 of the Essential Commodities Act. Being apprehensive of arrest in connection with the said case the petitioner has applied for anticipatory bail. It is the contention of the petitioner, as contained in the supplementary affidavit, that the said thatched house or the land beneath it does not belong to him. It is the contention of the petitioner that he had and has no connection with kerosene oil which was recovered nor the same was kept or stored by him. Considering the situation resulting in filing of the first information report and the contention of the petitioner as above, and taking note of the fact that the petitioner has no criminal antecedent, his application for grant of anticipatory bail is allowed.

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Let the petitioner, in the event of his arrest or

surrender within six weeks from today, be enlarged on bail on his furnishing bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate, Danapur (Patna), in Danapur P.S. Case no. 253 of 2008, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

(Barin Ghosh, J.)

AAhmad

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